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6 Attorneys for Defendants
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7 KEVIN BARRY FINE ART ASSOCIATES

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

12 BERENICE BRACKETT,
13 Plaintiff,
14 v.
15 HILTON HOTELS CORPORATION, et al.
16 Defendants.

Case No. CV 08-02100 WHA (EMC)

**SECOND STIPULATED REQUEST
TO AMEND CASE MANAGEMENT
ORDER TO EXTEND DEADLINE TO
ADD PARTIES OR CLAIMS BY
THREE WEEKS; [PROPOSED]
ORDER**

STIPULATION

19 WHEREAS, the trial date in this action is set for June 15, 2009 (per the Court's
20 Case Management Order dated June 30, 2008);

21 WHEREAS, the non-expert discovery cut-off date in this action is February 6,
22 2009 (per the Court's Case Management Order dated June 30, 2008);

WHEREAS, the deadline to seek leave to add new parties or otherwise to amend the pleadings is October 21, 2008 (per the Court's Order dated July 14, 2008);

25 WHEREAS, the Court referred this case to Magistrate Judge Edward M. Chen for
26 mediation/settlement;

27 WHEREAS, a settlement conference was held on September 22, 2008, at which
28 the parties reached a binding settlement entered on the record in Judge Chen's

1 courtroom;

2 WHEREAS, the settlement reached by the parties requires certain acts to be
3 performed within six weeks of September 22, that is, by November 3, 2008, upon the
4 completion of which the plaintiff will dismiss all of her claims with prejudice;

5 WHEREAS, the settlement agreement provides that pending the completion of
6 these acts the parties will freeze all further discovery activity, and will request the Court
7 to extend by three weeks plaintiff's October 21, 2008 deadline for adding claims or
8 parties; and

9 WHEREAS, the settlement agreement further provides that it may be set aside
10 and the case be reinstated, in the discretion of the plaintiff, if the steps required to be
11 taken within six weeks are not completed in six weeks, i.e. by November 3, 2008;

12 NOW, THEREFORE, the parties to this action, through their undersigned counsel,
13 stipulate and ask the Court to enter its order as follows:

14 The deadline for seeking leave to add new parties or otherwise to amend the
15 pleadings is extended by three weeks, to and including November 11, 2008.

16
17 DATED: September 23, 2008

THE BERNSTEIN LAW GROUP, P.C.

18
19 By: _____ /s/
Marc N. Bernstein

20 Attorneys for Plaintiff
21 BERENICE BRACKETT

22 DATED: September 23, 2008

HOWREY LLP

23
24 By: _____ /s/
Robert Phillips

25 Attorneys for Defendants
26 HILTON HOTELS CORPORATION and
27 HILTON SUPPLY MANAGEMENT, INC.

28
-2-
SECOND STIPULATED REQUEST TO AMEND CASE MANAGEMENT
ORDER (CASE NO. CV 08-2100 WHA (EMC))

DATED: September 23, 2008

HANSON BRIDGETT LLP

By: _____ /s/

Garner K. Weng

Attorneys for Defendants
KEVIN A. BARRY and
KEVIN BARRY FINE ART ASSOCIATES

SIGNATURES UNDER GENERAL ORDER NO. 45

Pursuant to General Order No. 45 of the United States District Court, Northern District of California, I, Garner K. Weng—the ECF User whose User ID and Password are used in the filing of this document—hereby attest that the concurrence to the filing of this document has been obtained from each of the other signatories to this document.

/s/
GARNER K. WENG

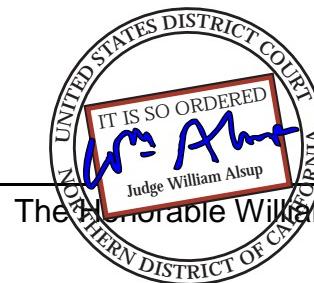
ORDER

The deadline for seeking leave to add new parties or otherwise to amend the pleadings is extended to and including November 11, 2008.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: September 23, 2008

By: _____



The Honorable William Alsup